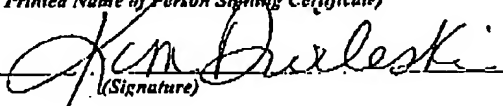


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CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8) Applicant(s): Gambino et al.			Docket No. BUR920040162US1	
Application No. 10/711,456	Filing Date 9/20/2004	Examiner Berry, Renee R.	Group Art Unit 2818	
Invention: METHOD OF FABRICATING COPPER DAMASCENE AND DUAL DAMASCENE INTERCONNECT WIRING				
<p>I hereby certify that this <u>Restriction Election (2 pages)</u> <small>(Identify type of correspondence)</small></p> <p>is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>703-872-9306</u>)</p> <p>on <u>5/9/2005</u> <small>(Date)</small></p> <div style="text-align: right; margin-top: 100px;"> <u>Kim Dwileski</u> <small>(Typed or Printed Name of Person Signing Certificate)</small>  <small>(Signature)</small> </div> <p style="text-align: center; margin-top: 100px;"> Note: Each paper must have its own certificate of mailing. </p>				

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DOCKET NO.: BUR920040162US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Gambino *et al.*

Examiner: Berry, Rence R.

Serial No.: 10/711,456

Art Unit: 2818

Filed: 9/20/2004

**For: METHOD OF FABRICATING COPPER DAMASCENE AND DUAL DAMASCENE
INTERCONNECT WIRING**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESTRICTION ELECTION

In response to the Restriction Requirement dated April 14, 2005, Applicants hereby provisionally elect Group I, claims 1-38 and 45-60, drawn to a method of making an interconnect, classified in Class 438, subclass 600. This election is made with traverse, and Applicants hereby reserve the right to file a divisional application in connection with unelected claims 39-43, drawn to an integrated circuit.

With regard to the Restriction Requirement, Applicants respectfully submit that the subject matter of all claims 1-60 is sufficiently related that a thorough search for the subject matter of any one group of claims would encompass a search for the subject matter of the remaining claims. Thus, Applicants respectfully submit that the search and the examination of the entire application could be made without serious burden. See MPEP § 803, in which it is stated that "if the search and examination of the entire application can be made without serious burden, the Examiner must examine it on the merits." Applicants respectfully submit that this policy

10/711,456

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should apply in the present application in order to avoid unnecessary delay and expense to Applicants and duplicative examination by the Patent Office.

Should the Examiner require or request anything further from Applicants prior to examination, the Examiner is requested to contact Applicants' undersigned representative at the telephone number below. Otherwise, Applicants request early and favorable examination on the merits. The Director is hereby authorized to charge and/or credit Deposit Account No. 09-0456.

Date: 05/09/2005

Jack P. Friedman
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